



CERTIFICATE OF SERVICE

I, Donald C. Hutchins, 1047 Longmeadow Street, Longmeadow, Massachusetts 01106, hereby certify that I served a copy of the foregoing on the appropriate party by sending a copy by U.S. First Class Mail to:

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Dated: 10/4/05

  
Donald C. Hutchins

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

DONALD C. HUTCHINS

Plaintiff

V.

**CARDIAC SCIENCE, INC., et al;**

## Defendants

**Civil Action: 04-30126-MAP**

**DEFENDANT'S ASSENTED TO MOTION IS ALLOWED**

The Court makes the following finding and order on the Defendant's Motion Requesting This Court to Take Judicial Notice of Decision of Cuyahoga County, Ohio, Court of Common Pleas:

The Court finds that there is sufficient evidence to show that Compliant is entitled to its request that this Court take judicial notice of the decision of Cuyahoga County, Ohio, Court of Common Pleas. The Defendant's Motion is allowed.

To furnish this Court the opportunity to gain a fuller understanding of Ohio Case No. 540066 and the “identical issues” cited in Defendant’s Motion, Defendant is ordered to provide this Court with a copy of the case file certified by the Cuyahoga County Clerk of Court.

Justice of the United States District Court

**Dated:**